

MINUTES

CIVIL SERVICE COMMISSION MEETING

Wednesday, May 21, 2014 at 9:30 a.m.

522 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

9:30 A.M. CLOSED SESSION

Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.

CONVENED THE MEETING AT 9:31 A.M. AND WENT INTO CLOSED SESSION AT 9:32 A.M.

10:00 A.M. AGENDA

RECONVENED THE MEETING AT 10:15 A.M.

COMMISSIONERS PRESENT: DONNER, FELTON, FOX, KAHWAJIAN, MARTINEZ

Minutes of the meeting of Wednesday, May 14, 2014, for approval
APPROVED.

Consideration of Consent Calendar
APPROVED.

Recognition of Commissioner Felton's Service
ON BEHALF OF THE COMMISSION, PRESIDENT MARTINEZ THANKED COMMISSIONER
FELTON FOR MORE THAN EIGHT YEARS OF DEDICATED SERVICE TO THE
COMMISSION.

Unfinished Business

1. *Petition of **RACHEAL E. ANEKE** for a hearing on her thirty (30) day **suspension**, effective July 22, 2013, from the position of Registered Nurse I, Department of Health Services, LAC+USC Healthcare Center, **Case No. 13-327**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JOHN HARRIS, TO DISMISS THE APPEAL DUE TO A LACK OF JURISDICTION.

2. *Petition of **ANTHONY HAGGARD** for a hearing on his twenty (20) day **suspension**, effective June 24, 2013, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 13-318**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, ERNEST GOULD, TO SUSTAIN THE DEPARTMENT.

3. *Petition of **RAY JONES** for a hearing on his ten (10) day **suspension**, effective January 7, 2013, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 13-004**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, SHERI ROSS, TO SUSTAIN THE DEPARTMENT. CORRECTED THE DATE ON FINDING OF FACT THREE (3) TO MAY 4, 2012.

4. *Petition of **CHUKWUEKMEKA ONYENECHEHEH** for a hearing on his **discharge**, effective March 18, 2013, from the position of Nursing Assistant, Sheriff's Department, **Case No. 13-145**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, SAMUEL REYES, TO SUSTAIN THE DEPARTMENT.

5. *Petition of **DIANA RADAKOVIC** for a hearing on her fifteen (15) day **suspension**, effective May 13, 2013, from the position of Mental Health Counselor, R.N., Department of Mental Health, **Case No. 13-251**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, DAVID BEAUVAIS, TO SUSTAIN THE DEPARTMENT.

Unfinished Business (continued)

6. *Petition of **WAHEEDAH CARTER** for a hearing on her ten (10) day **suspension**, effective January 23, 2012, from the position of Radiologic Technologist, Department of Health Services, LAC+USC Healthcare Network, **Case No. 12-012**.*
THE COMMISSION SUSTAINED THE PETITIONER'S OBJECTIONS IN PART AND ADOPTED AS ITS FINAL DECISION TO REDUCE THE SUSPENSION TO FIVE (5) DAYS.

7. *Petition of **FERNANDO PEREZ GARCIA, JR.** for a hearing on his **discharge**, effective September 13, 2012, from the position of Animal Control Officer I, Department of Animal Care and Control, **Case No. 12-298**.*
AFTER READING THE RECORD, THE COMMISSION SUSTAINED THE PETITIONER'S APPEAL IN PART AND ANNOUNCED AS ITS NEW PROPOSED DECISION TO IMPOSE A TEN (10) DAY SUSPENSION. COMMISSIONERS DONNER AND KAHWAJIAN DISSENTED.

8. *Petition of **JAMES W. ARCHER, JR.** for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective March 24, 2010, from the position of Licensed Vocational Nurse I, Department of Health Services, Harbor-UCLA Medical Center, **Case No. 10-107**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED. DENIED THE PETITIONER'S REQUEST TO AMEND THE CAPTION.

9. *Petition of **FABIAN TEZENO** for a hearing on his **discharge**, effective August 16, 2013, from the position of Patient Resources Worker, Department of Health Services, Martin Luther King, Jr., Multi-Service Ambulatory Care Center, **Case No. 13-401**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.

10. *Petition of **ERIC BUEGE** for a hearing on his **work restrictions and administrative reassignment** in the position of Fire Fighter Specialist, Fire Department, based on his claim of a Civil Service Rule 25 violation, **Case No. 12-364**.*
CONTINUED FOR SIXTY (60) DAYS AT THE REQUEST OF THE PETITIONER.

New Business

11. *Petition of **KANESHA CHERRY** for a hearing on her **disqualification** in the examination for Detention Services Officer, **Case No. 14-107.***
HEARING DENIED.
12. *Petition of **NICHOLAS FONTENETTE** for a hearing on the Director of Personnel's denial of his appeal of the **written test score** received in the examination for Detention Services Officer, **Case No. 14-118.***
HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER).
13. *Petition of **BEVERLY E. JONES** for a hearing on her **disqualification** in the examination for Staff Assistant II, **Case No. 14-123.***
HEARING DENIED.
14. *Petition of **ARCELIA NAVARRETE** for a hearing on the Director of Personnel's denial of her appeal of the **interview score** received in the examination for Accounting Officer I, **Case No. 14-117.***
HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER).

Miscellaneous

15. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.
VICTOR MANRIQUE AND LYLE FULKS SPOKE ON DESIGNATING APPELLANTS BY NUMBER RATHER THAN BY NAME.

VICTOR MANRIQUE, WANDA HAZEL, DHR, AND FORMER COMMISSIONER ADKINS ALSO THANKED COMMISSIONER FELTON FOR HER SERVICE TO THE COMMISSION.

ADJOURNED TO CLOSED SESSION AT 12:25 P.M.

CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

Unfinished Business

16. *Petitioner's request for a hearing on his **discharge**, effective June 7, 2013, from the position of Detention Services Officer, Probation Department, **Case No. 13-285**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JAN FRANKEL SCHAU, TO SUSTAIN THE DEPARTMENT.

17. *Petitioner's request for a hearing on his thirty (30) day **suspension**, effective May 12, 2013, from the position of Detention Services Officer, Probation Department, **Case No. 13-248**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JEFFREY HAUPTMAN, TO SUSTAIN THE DEPARTMENT.

18. *Petitioner's request for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective May 2, 2013, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 13-221**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.

19. *Petitioner's request for a hearing on his **reduction in rank**, effective August 21, 2013, from the position of Captain to the position of Lieutenant, Sheriff's Department, based on his claim of a Civil Service Rule 25 violation, **Case No. 13-417**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.

20. *Petitioner's request for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective January 7, 2014, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 14-32**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.

CLOSED SESSION (continued)

Unfinished Business (continued)

21. *Petitioner's request for a hearing on his **discharge**, effective June 16, 2010, from the position of Detention Services Officer, Probation Department, based on his claim of a Civil Service Rule 25 violation, **Case No. 10-246.***
CONTINUED AT THE REQUEST OF THE PETITIONER.

New Business

22. *Petitioner's request for a hearing on his twenty (20) day **suspension**, effective April 21, 2014, from the position of Deputy Probation Officer I, Probation Department, **Case No. 14-119.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
23. *Petitioner's request for a hearing on her twenty (20) day **suspension**, effective April 15, 2014, from the position of Detention Services Officer, Probation Department, **Case No. 14-120.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
24. *Petitioner's request for a hearing on his twenty (20) day **suspension**, to be held in abeyance pending the petitioner's return to work, from the position of Bureau Chief, Probation Department, **Case No. 14-122.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
25. *Petitioner's request for a hearing on his **discharge**, effective April 1, 2014, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 14-121.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 12:46 P.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 12:47 P.M.

Legal Advisors:
Lester J. Tolnai and Edwin A. Lewis

Head Civil Service Commission:
Steve Cheng

Head Commission Specialist:
Steve Erickson

APPROVED BY THE CIVIL SERVICE
COMMISSION ON MAY 28, 2014

A handwritten signature in cursive script that reads "Lawrence D. Crocker".

Lawrence D. Crocker
Executive Director